

PROCKET NO. SAMS01-00198  
Customer No. 23990

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor application of : JOSEPH R. CLEVELAND, ET AL.  
U.S. Serial No. : 10/037,454  
Filed : December 31, 2001  
For : PRACTICAL M-ARY DEMODULATOR USING HARD DECISION  
CIRCUIT AND METHOD OF OPERATION FOR USE IN A CDMA  
WIRELESS NETWORK BASE STATION  
Group No. : 2817  
Examiner : (Not Yet Assigned)

**BOX MISSING PARTS**  
Commissioner for Patents  
Washington, D. C. 20231

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

In response to the Notice to File Missing Parts of Application dated February 1, 2002,  
attached are the following documents:

1. Declaration and Power of Attorney;
2. Check in the amount of \$952.00 for the Application filing fee (\$822.00) and Missing Parts surcharge (\$130.00);
3. A copy of the Notice to File Missing Parts of Application;
4. Six (6) sheets of formal drawings;
5. Our postcard receipt; and
6. Certificate of Mailing by First Class Mail.

The undersigned further submits the following statement concerning the non-receipt of the  
Notice to File Missing Parts.

ATTORNEY DOCKET NO.: SAMS01-00198  
U.S. SERIAL NO. 10/037,454  
PATENT

During a telephone conference with the Office of Initial Patent Examining on January 3, 2003, the OIPE indicated that it appeared that the correspondence mailing address was incorrectly entered into the Patent Office database as "P.O. Drawer 800889, Dallas, Texas 75240". The correct mailing address is "P.O. Drawer 800889, Dallas, Texas 75380". The OIPE further indicated that this may have been the reason that we did not receive the Notice to File Missing Parts. A courtesy copy was then sent by the OIPE to the undersigned via facsimile on January 6, 2003.


As the delay in filing the Response to Notice to File Missing Parts was not due to any error on the part of the Applicant, it is believed that no extension fees are necessary. We hereby request that this Response be entered and the file placed in line for examination by the Art Unit to which it has been assigned.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

DAVIS MUNCK, P.C.

Date: Feb. 7, 2003

  
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William A. Munck  
Registration No. 39,308

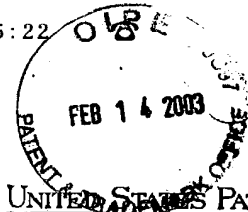
P.O. Drawer 800889  
Dallas, Texas 75380  
Phone: (972) 628-3600  
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/037,454	12/31/2001	Joseph Cleveland	SAMS01-00198

CONFIRMATION NO. 4821

## FORMALITIES LETTER



\*OC000000007405962\*

NOVAKOV DAVIS & MUNCK  
A PROFESSIONAL CORPORATION  
900 THREE GALLERIA TOWER  
13155 NOEL ROAD  
DALLAS, TX 75240

Date Mailed: 02/01/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02/14/2003 HLE333 00000056 10037454

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 750.00 OP  
02 FC:1202 72.00 OP  
03 FC:1051 130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*

**SUMMARY OF FEES DUE:**

- Total additional claim fee(s) for this application is \$72.
  - \$72 for 4 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 942.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at

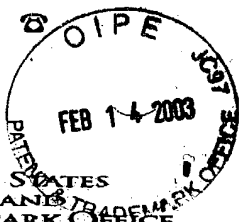
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PATENT AND  
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Commissioner for Patents  
Washington, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/037,454	12/31/2001	Joseph Cleveland	SAMS01-00198

NOVAKOV DAVIS & MUNCK  
A PROFESSIONAL CORPORATION  
900 THREE GALLERIA TOWER  
13155 NOEL ROAD  
DALLAS, TX 75240

CONFIRMATION NO. 4821

RESEND COVER LETTER



\*OC000000009331036\*

Date Mailed: 01/06/2003

### COVER LETTER FOR RESENDING CORRESPONDENCE

A courtesy copy of the Notice mailed on 02/01/2002 is enclosed. The time period for reply continues to run from the mail date of that Notice.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE